

BASE:	NAS PENSACOLA, FLORIDA
SPECIAL AREA:	CORRY FIELD
TYPE OF ACTION:	<u>CIVIL 120</u>
CONTRACT NUMBER:	
PARTY INVOLVED:	STATE OF FLORIDA
DATE OF ACTION:	

DOCUMENT	DATE	# OF PAGES
LETTER FROM SECRETARY OF THE NAVY (TO)		
GOVERNOR OF FLORIDA	1-Nov-1943	1
DESCRIPTION OF 87.5 ACRES		1
DEED,	30-Dec-1944	4
total		<u>6</u>

WDS/NL-15
F-5-7A/RPM/ac1
CLO-2-Pc-9

NOV 1 1948

Honorable Spessard L. Holland
Governor of Florida,
Tallahassee, Florida.

Sir:

The United States of America became vested with a valid title to 87.5 acres of land, more or less in Escambia County, Florida on February 16, 1948, pursuant to a declaration of taking filed on that date in the United States District Court for the Northern District of Florida, in the case entitled United States of America v. 87.5 acres of land in Escambia County, Florida, Frank E. Wells, et al., Civil Action No. 180. This land was acquired for the purpose of expanding Corry Field, a naval auxiliary air station used in connection with the United States Naval Air Station at Pensacola, Florida.

Formal application is hereby made by the Navy Department on behalf of the United States of America for cession by the State of Florida, pursuant to Section 5.04 Florida Statutes, 1941, of exclusive jurisdiction over the aforementioned land, which is more fully and particularly described in the attached Exhibit "A".

Enclosed herewith is a photostat entitled "United States Naval Air Station, Pensacola, Florida, Proposed Extension of Corry Field" N.A.S. Drawing Number 9520 upon which the aforementioned land is delineated. Also enclosed herewith is a photostat of a certified copy of the judgment on declaration of taking in the above mentioned proceedings.

The Navy Department will appreciate your good offices in the matter of granting the cession of jurisdiction covered by this application at the earliest practicable date.

Very truly yours,

/s/ James Forrestal

Encl:

1. Photostat of Map.
2. Photostat of Judgment
on Declaration of Taking.

CC: AttyGen
ComS
BuAero
CO, NAS, Pensacola, Fla.

Real Estate Files

EXHIBIT "A"

87.5 ACRES, MORE OR LESS, LYING IN THE COUNTY OF ESCAMBIA, FLORIDA, (EXTENSION TO CORRY FIELD, FLORIDA).

All of that land lying and being situate in the County of Escambia, State of Florida, being more particularly described as follows:

Beginning at the northeast corner of the lands of United States of America as described in Deed Book 119, Page 225 of the Public Records of Escambia County, Florida, said point being N. 20° 14' 30" W., a distance of 3867.9 feet from the southeast corner of Section 56, T2S-R30W; thence N. 20° 14' 30" W., along the east line of said Section 56 a distance of 300 feet; thence S. 69° 45' 30" W., parallel to and 300 feet distant from the north line of said lands of the United States a distance of 3121 feet; thence continuing S. 69° 45' 30" W., a distance of 3120 feet to the west line of said Section 56; thence S. 20° 14' 50" E., along the west line of said Section 56, a distance of 1338.7 feet to the northwest corner of said lands of the United States; thence along the north line of the lands of the United States the following courses and distances: N. 69° 45' 30" E., 1339.1 feet; N. 20° 14' 30" W., 964.8 feet; N. 79° 45' E., 1605.5 feet; N. 20° 15' 20" W., 353.8 feet; N. 69° 45' 30" E., 3121 feet to the point of beginning. Containing 87.5 acres more or less.

As delineated on that certain Map Entitled, "United States Naval Air Station, Pensacola, Florida, Proposed Extension of Corry Field." N.A.S. Drawing Number 9520.

D E E D

87.5 Acres

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, the following described parcel of land, within the limits of the County of Escambia, State of Florida, has been acquired by condemnation and is now being held by the United States of America for the purpose of use in connection with the Naval Air Station at Pensacola, Florida, as contemplated and provided in the Constitution of the United States:

87.5 Acres, more or less, lying in the County of Escambia, Florida, (Extension to Corry Field, Florida).

All of that land lying and being situate in the County of Escambia, State of Florida, being more particularly described as follows:

Beginning at the northeast corner of the lands of United States of America as described in Deed Book 119, page 225 of the Public Records of Escambia County, Florida, said point being N. 20° 14' 30" W., a distance of 3867.9 feet from the southeast corner of Section 56, T2S-R30W; thence N. 20° 14' 30" W., along the east line of said Section 56 a distance of 300 feet; thence S. 69° 45' 30" W., a parallel to and 300 feet distant from the north line of said lands of the United States a distance of 3121 feet; thence continuing S. 69° 45' 30" W., a distance of 3120 feet to the west line of said Section 56; thence S. 20° 14' 50" E., along the west line of said Section 56, a distance of 1338.7 feet to the northwest corner of said lands of the United States; thence along the north line of the lands of the United States the following courses and distances: N. 69° 45' 30" E., 1339.1 feet; N. 20° 14' 30" W., 964.8 feet; N. 79° 45' E., 1605.5 feet; N. 20° 15' 20" W., 353.8 feet; N. 69° 45' 30" E., 3121 feet to the point of beginning. Containing 87.5 acres more or less.

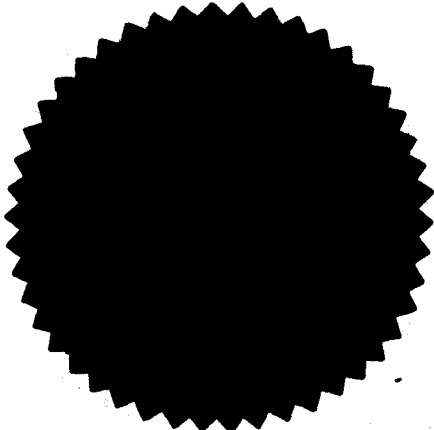
As delineated on that certain map entitled, "United States Naval Air Station, Pensacola, Florida, Proposed Extension of Corry Field." N.A.S. Drawing Number 9520.

AND WHEREAS, application in writing has been made by the United States of America to me, Spessard L. Holland, as Governor of the State of Florida, to cede to the said United

States of America jurisdiction over said land;

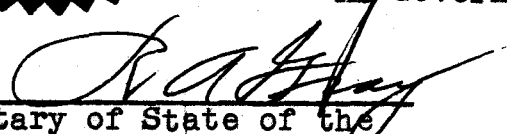
NOW, THEREFORE, I, SPESSARD L. HOLLAND, as Governor of the State of Florida, in the name and by the authority of said State and pursuant to the statutes of said State in such cases made and provided, do hereby cede to the United States of America, exclusive jurisdiction over said land so acquired.

PROVIDED, HOWEVER, that said cession of jurisdiction is made upon the express condition that the said State of Florida retains and shall have concurrent jurisdiction with the United States in and over said land and every portion thereof so far that all process, civil or criminal, issuing under authority of the State of Florida, or any of the courts or judicial officers thereof, may be executed by the proper officers thereof upon any person or persons amenable to the same, within the limits and extent of said land in like manner and like effect as if said statutes of the State of Florida had never been passed and this instrument had never been executed; saving, however, to the United States security to their property within said limits and extent, and exemption of the same from any taxation under laws of the State while the same shall continue to be owned and occupied by the United States for the purposes above expressed and not otherwise, and provided further, that this cession is made and shall in all things be subject to the terms and effect of the statutes of the State of Florida in such cases made and provided the same as if such statutes were herein fully set forth.



IN TESTIMONY WHEREOF, I, SPESSARD L. HOLLAND, as Governor of the State of Florida, have hereunto set my hand and caused this instrument to be countersigned by the Secretary of State and sealed with the Great Seal of the State of Florida, at the Capitol, at Tallahassee, this 30th day of December, A. D. 1944.


As Governor of the State of Florida


Secretary of State of the
State of Florida.

STATE OF FLORIDA

OFFICE OF SECRETARY OF STATE

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) SS
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I, R. A. Gray, Secretary of State
of the State of Florida, do hereby certify that the fore-
going Deed of Cession has been duly recorded in this office
in Deed Book B, pages 95-96.

Given under my hand and the Great Seal of the State
of Florida, at Tallahassee, the Capitol, this the 28 day
of February, A. D. 1945.

R. A. Gray
Secretary of State.

IN THE

Supreme Court of Florida

_____TERM

A. D. 19_____

Plaintiff in Error

VS.

The State of Florida

Defendant in Error

BRIEF OF

ATTORNEY-GENERAL